



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

October 6, 2016

Ms. Gina Villarreal
Records Administrator
Aransas Pass Police Department
P.O. Box 203
Aransas Pass, Texas 78335

OR2016-22531

Dear Ms. Villarreal:

You ask whether certain information is subject to required public disclosure under the Public Information Act (the "Act"), chapter 552 of the Government Code. Your request was assigned ID# 635038.

The Aransas Pass Police Department (the "department") received a request for specified photographs and/or videos pertaining to a specified case. You claim the submitted information is excepted from disclosure under section 552.101 of the Government Code. We have considered the exception you claim and reviewed the submitted information.

Initially, we note you have submitted information that is not responsive to the instant request because it does not consist of the requested photographs and/or videos. This ruling does not address the public availability of any information that is not responsive to the request and the department is not required to release such information in response to this request.

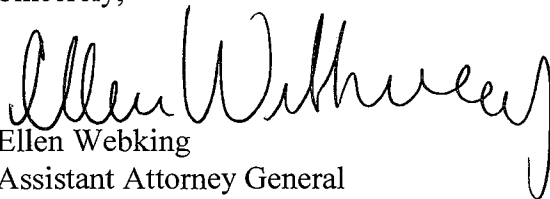
You acknowledge the responsive information was the subject of a previous request for information, as a result of which this office issued Open Records Letter No. 2016-18868 (2016). In Open Records Letter No. 2016-18868, we ruled the department must withhold the submitted information in its entirety under section 552.101 of the Government Code in conjunction with section 261.201 of the Family Code. We have no indication there has been any change in the law, facts, or circumstances on which the previous ruling was based. We therefore conclude the department must continue to rely on Open Records Letter No. 2016-18868 as a previous determination and withhold the responsive information in

accordance with that decision.¹ See Open Records Decision No. 673 at 6-7 (2001) (so long as law, facts, and circumstances on which prior ruling was based have not changed, first type of previous determination exists where requested information is precisely same information as was addressed in prior attorney general ruling, ruling is addressed to same governmental body, and ruling concludes that information is or is not excepted from disclosure).

This letter ruling is limited to the particular information at issue in this request and limited to the facts as presented to us; therefore, this ruling must not be relied upon as a previous determination regarding any other information or any other circumstances.

This ruling triggers important deadlines regarding the rights and responsibilities of the governmental body and of the requestor. For more information concerning those rights and responsibilities, please visit our website at http://www.texasattorneygeneral.gov/open/orl_ruling_info.shtml, or call the Office of the Attorney General's Open Government Hotline, toll free, at (877) 673-6839. Questions concerning the allowable charges for providing public information under the Act may be directed to the Office of the Attorney General, toll free, at (888) 672-6787.

Sincerely,



Ellen Webking
Assistant Attorney General
Open Records Division

EW/bw

Ref: ID# 635038

Enc. Submitted documents

c: Requestor
(w/o enclosures)

¹As our ruling is dispositive, we need not address your remaining arguments against disclosure.